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### WORKING PAPER

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#### WORKING DOCUMENT

From:	General Secretariat of the Council
To:	Working Party on Aviation
Subject:	Amended proposal for a Regulation of the European Parliament and the Council on the implementation of the Single European Sky (recast) - Comments from Member States on the outcome of technical meetings with the EP for Chapter II

Delegations will find, in the annex, comments from **DENMARK** on the above mentioned subject.

### Article 3

We have a strong preference for the General Approach.

### Article 4

We have a general preference for the General Approach.

### Article 5 Co-operation between national supervisory authorities, lines 106-111

Line 107:

In principle, Denmark can support the compromise text proposed by the Presidency and the EP, however the final compromise will depend on the compromise reached on the PRB.

Lines 109 and 111:

Denmark cannot support the compromise proposals for lines 109 and 111 as they are proposed in the four-column document.

In line 109, Denmark would prefer the General Approach, where the first sentence is deleted, as it was too restrictive in terms of the Member States' choice to facilitate provisions of cross-border services.

In the next sentence in line 109, the Presidency have deleted "if appropriate", which also makes the proposal unacceptable when considering the EP requirement for changing "may" to "shall".

We would therefore suggest to delete the first sentence and add "if appropriate" in the second half of line 109.

For line 111 the EP requirement to change the "may" to a "shall", seems to alter the meaning of the paragraph. Such a change would mean that, whenever permitted by national law, NSAs shall conclude agreements on divisions of responsibility regarding the supervisory tasks. We believe, also here, that it should only be "when appropriate" that such agreements are made.